EXHIBIT B

In The Matter Of:

MIRIAM BAUZA v. MEDIACOM COMMUNICATIONS CORPORATION

MIRIAM BAUZA March 19, 2008

MERRILL LEGAL SOLUTIONS

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1	MIRIAM BAUZA	1	MIRIAM BAUZA
2	Terry, and Terry's the one who gave me the	2	Q. And what, if any, response did they
3	information.	3	provide?
4	Q. About how much the overpayment was?	4	A. Oh, that he didn't they told me
5	A. Yes, and then where do I have to	5	Julius, he forgot to record it.
6	send it and everything.	6	Q. And what, if anything, did they say
7	Q. Did you ever speak with Angela	7	about the earlier July conversation?
8	again after that day in terms of you being	8	A. They told me that it's not on
9	switched back and forth between her and some	9	record. That's what they said.
10 11	other people?	10 11	Q. Any other conversations that you
12	A. I think I did. I asked for copies of all the conversations that I had made because	12	had with Angela? A. We were just going back and forth
13	I wanted to make sure that it shows what Julia	13	about the checks I guess. Going back and forth,
14	answered me, being that she told me that all the	14	when I supposed to send the payment or when I
15	phone calls are recorded. And in that paperwork	15	was going to send it.
16	that she sent me, Julius's conversation was not	16	Q. So there were subsequent
17	there.	17	conversations about you providing the
18	Q. The Julius conversation where he	18	reimbursement for the overpayment?
19	said you owe nothing, on or about November 28th?	19	A. Exactly, yes.
20	A. Exactly.	20	Q. Are there any other conversations
21	Q. Were there any other conversations	21	that you had with Aetna, anybody else at Aetna,
22	that you recall having at Aetna that were not	22	other than what you described?
23	there?	23	A. I did spoke to, I don't know if it
24	A. Yeah, well, also the one that I	24	was Terry and a manager of taxes. But my taxes
25	called for the to actually finish my	25	were wrong from them, too. My taxes were wrong
	Page 59		Dago 61
1	, , , , , , , , , , , , , , , , , , ,		Page 61
1	MIRIAM BAUZA	1	MIRIAM BAUZA
2	MIRIAM BAUZA payments. To stop my payments. I didn't see	2	MIRIAM BAUZA and they have to I was fighting back and
2 3	MIRIAM BAUZA payments. To stop my payments. I didn't see that phone call either.	2 3	MIRIAM BAUZA and they have to - I was fighting back and forth with them because I got them late and I
2 3 4	MIRIAM BAUZA payments. To stop my payments. I didn't see that phone call either. Q. To stop your payments.	2 3 4	MIRIAM BAUZA and they have to I was fighting back and forth with them because I got them late and I needed to have the corrected form.
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2 3 4 5 6	MIRIAM BAUZA payments. To stop my payments. I didn't see that phone call either. Q. To stop your payments. A. To stop my payments. Q. And that was about early August,	2 3 4 5 6	MIRIAM BAUZA and they have to I was fighting back and forth with them because I got them late and I needed to have the corrected form. Q. This is taxes after the new year? A. Yes.
2 3 4 5 6 7	MIRIAM BAUZA payments. To stop my payments. I didn't see that phone call either. Q. To stop your payments. A. To stop my payments. Q. And that was about early August, correct?	2 3 4 5 6 7	MIRIAM BAUZA and they have to I was fighting back and forth with them because I got them late and I needed to have the corrected form. Q. This is taxes after the new year? A. Yes. Q. So this is sometime
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MIRIAM BAUZA payments. To stop my payments. I didn't see that phone call either. Q. To stop your payments. A. To stop my payments. Q. And that was about early August, correct? A. Yes, exactly. Q. What about the conversation that you had in July, was there a recording of that conversation? A. This is something that I also asked her before. Why that phone call when I called that I felt there was something wrong in my check, why that phone call, they didn't record it. When I spoke to a few people that I spoke with from Aetna, they kept telling me that all the phone calls are recorded. But here I am, two phone calls were not recorded that to me were very important; the one that I called telling about the payments that I felt that it	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MIRIAM BAUZA and they have to I was fighting back and forth with them because I got them late and I needed to have the corrected form. Q. This is taxes after the new year? A. Yes. Q. So this is sometime A. To reflect that payment. Q. And this was sometime after your termination from Mediacom that you had these discussions with Aetna? A. Yes, mm-hmm. Q. And that was just about getting the right information from them for filing taxes this year? A. Yes. Not this year, last year. Q. For last year, I'm sorry. A. Last year. Yes. Q. The person I'm skipping over to Jennifer, because we'll get to that, on Exhibit C is Jennifer Clark. Do you see that? A. Yes.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MIRIAM BAUZA payments. To stop my payments. I didn't see that phone call either. Q. To stop your payments. A. To stop my payments. Q. And that was about early August, correct? A. Yes, exactly. Q. What about the conversation that you had in July, was there a recording of that conversation? A. This is something that I also asked her before. Why that phone call when I called that I felt there was something wrong in my check, why that phone call, they didn't record it. When I spoke to a few people that I spoke with from Aetna, they kept telling me that all the phone calls are recorded. But here I am, two phone calls were not recorded that to me were very important; the one that I called telling about the payments that I felt that it	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	MIRIAM BAUZA and they have to I was fighting back and forth with them because I got them late and I needed to have the corrected form. Q. This is taxes after the new year? A. Yes. Q. So this is sometime A. To reflect that payment. Q. And this was sometime after your termination from Mediacom that you had these discussions with Aetna? A. Yes, mm-hmm. Q. And that was just about getting the right information from them for filing taxes this year? A. Yes. Not this year, last year. Q. For last year, I'm sorry. A. Last year. Yes. Q. The person I'm skipping over to Jennifer, because we'll get to that, on Exhibit C is Jennifer Clark. Do you see that? A. Yes.

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1	MIRIAM BAUZA	1	MIRIAM BAUZA
2	A. It was done by Jen.	2	A. The first one I think was
3	Q. Any other duties that Gladys took	3	January 19th, that's when I had the mammogram.
4	over after she started, other than what you've	4	And on February 20th I think it was, the biopsy.
5	discussed, up until June of 2006 that you're	5	I think it was the 20th.
6		6	Q. For the January 19th and the
7	A. Any other responsibilities. I	7	February 20th you didn't lose any pay because of
8		8	taking off those times, did you?
9	Q. Who was Gladys reporting to?	9	A. No.
10		10	Q. What about with respect to the
11	Q. When you started, what was your	11	three days for the lumpectomy in April, did you
12		12	lose any time for that? Did you lose any pay?
13		13	A. No, because I got disability
14		14	payments.
15		15	Q. You got disability payments in
16	Q. To what?	16	April?
17		17	A. No, not in April. You're telling
118		18	me the mastectomy, no?
19		19	Q. No, let's withdraw the last
20	A. It changes right before I was going	20	question.
21		21	For the three days that you were
22		22	out in April for the first lumpectomy, did you
23		23	receive pay for those days that you were off?
24		24	A. Yes.
25		25	Q. Did you have accrued sick time?
	Page 99	<u> </u>	Page 101
1	-	1	MIRIAM BAUZA
2		2	A. I didn't accrue sick time, but when
$\frac{2}{3}$		3	
$\frac{3}{4}$	· • • • • • • • • • • • • • • • • • • •	4	I start working in Mediacom, I was working 12 hours a day. I started at 8:00 and I didn't
15		<u>-5</u>	leave until 8:00 when the cleaning people was
6		6	leaving.
7	, · · · · · · · · · · · · · · · · · · ·	7	Q. So for the April time frame you
8		8	didn't lose any pay for those three days?
9		9	A. No.
1	2	10	Q. How long were you out in May for
		11	the second lumpectomy?
12		12	A. I think it was either two, three
13	•	13	days. No more than that.
14		14	Q. Again, did you have any sick days
15	•	15	that were available to you?
116		16	A. No.
17	1 2	17	Q. Did you lose any pay as a result of
1 -	· accurations accurate and the residence of the contract of th	18	the time you took off in May?
I .			· · · · · · · · · · · · · · · · · · ·
18	3 off from work?	119	
18	off from work? A. It was three days. I think it was	19	A. I think I had some sick days
18 19 20	off from work? A. It was three days. I think it was three days, yes.	20	available at some point that I was able to get
18 19 20 21	off from work? A. It was three days. I think it was three days, yes. Q. And had you missed certain days	20 21	available at some point that I was able to get pay, yes.
18 19 20 21 22	off from work? A. It was three days. I think it was three days, yes. Q. And had you missed certain days prior to that because of doctors' appointments?	20 21 22	available at some point that I was able to get pay, yes. Q. So up until you came back from the
18 20 21 22 23	off from work? A. It was three days. I think it was three days, yes. Q. And had you missed certain days prior to that because of doctors' appointments? A. Yes.	20 21 22 23	available at some point that I was able to get pay, yes. Q. So up until you came back from the second lumpectomy, you had not lost any pay, is
18 19 20 21 22 22 23 24	off from work? A. It was three days. I think it was three days, yes. Q. And had you missed certain days prior to that because of doctors' appointments? A. Yes.	20 21 22	available at some point that I was able to get pay, yes. Q. So up until you came back from the

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about you not being paid for any time that you

You had to sign those checks and deposit them.

r		~	43 (Pages 166 to 169
	Page 166		Page 168
1	MIRIAM BAUZA	1	MIRIAM BAUZA
2	A. No.	2	message for him to call me. And he never called
3	Q. Your guess, as you understood it,	3	me back.
4	you were to get two-thirds of that.	4	Q. You didn't say what it was about.
5	A. Okay.	5	A. I didn't say what it was about.
6	Q. So what was your understanding as	6	But I left those two messages.
7	to what your gross should have been for	7	Q. And how soon after you spoke with
8	disability payments?	8	Aetna did you leave those two messages?
9	A. You mean	9	A. I don't quite remember, but it was
10	MR. BONNIST: Objection. Her	10	along the time that I was out.
111	understanding today, her understanding then?	11	Q. You made those telephone calls from
12	MR. RIOLO: No. She said she	12	home?
13		13	A. Yes.
14	Q. So what my question is what was	14	Q. And the calls from Aetna, did you
15	your understanding as to the amount of	15	make those calls from home as well?
16		16	A. From home, too.
17	based on what you had said, the two-thirds	17	Q. What's your home telephone number?
18		18	A. My number is 845-561-1152. And if
19		19	I'm not mistaken, the phone calls that I made to
20	less. And that's why my question was to the	20	Joe Mickulski was directly to his extension.
21		21	Q. Do you know what that is?
22	in the state of th	22	A. I think the four last digits is
23	,	23	2721, if I'm right.
24	to me it was wrong for the amount of money. And	24	MR. BONNIST: Do you have a cell
25	that's why I called.	25	phone that you would have called from?
	Page 167		Page 169
1	MIRIAM BAUZA	1	MIRIAM BAUZA
2	Q. That's why you called Aetna.	2	A. That's the only number that I
3	A. That's why I called Aetna.	3	called.
4	Q. So it was clear to you from the	. 4	Q. What was the phone service that you
5	time of that second check that there was	_5_	use?
6	something wrong with the payment.	6	A. I use Time Warner Cable.
7	A. Exactly. So that's why I called.	7	Q. And did you use that at the time?
8	Q. And you had that conversation in	8	A. Yes. Mm-hmm.
9	which they said no, it wasn't.	9	Q. And the number that you used for
10	A. When I called, I actually asked	10	Aetna, that was the one that you had received
11	them again for the second time, and they	11	on that you had on some of those documents.
12	reconfirmed to me that it was okay, I have no	12	A. Exactly. Actually, from the check,
13	doubt in my mind that they were right,	13	I picked it up from the check. From here. The
14	regardless.	14	800 number I think it was.
15	Q. So you thought they were right.	15	Q. Do you see it on any of the
16	A. I thought they were right.	16	documents that we marked?
17	Q. Even though you had an	17	A. It's right here. 188. That's the
18	understanding that you were only supposed to	18	number I called.
19	receive two-thirds.	19	Q. So that number —
20	A. Yes. Because I yes. Yes.	20	A. That's the number I called.
21	Q. And after you came back you didn't	21	Q. You're looking on this specific
22	discuss that with anybody at Mediacom as to this	22	one, Defendant's Exhibit S. At least the 1-888
23	what you thought was a mixup from Aetna.	23	number.
24	A. At this point I do made I think it	24	A. Exactly.
25	was two phone calls to Joe Mickulski, left a	25	Q. Now, you said that you had first

1	Page 190		Page 192
1	MIRIAM BAUZA	1	MIRIAM BAUZA
2	A. I didn't see from the face, but he	2	everybody was treating me. Especially Judy
3	was talking to somebody else.	3	Mills.
4	Q. When did you overhear this	4	Q. Well, in what way differently did
5	conversation?	5	Judy treat you?
6	A. About five years later when I went	6	A. They were different. Even Italia
7	into work. Into Mediacom.	7	was different. Everyone was different. Even
8	Q. Five weeks after you just started?	8	-
9	A. Yes.	9	Paul Miller was different. Everyone were different.
10		10	
	Q. So this was prior to your		Q. In what way?
11	diagnosis.	11	A. The way they were treating me.
12	A. Prior to my diagnosis.	12	They didn't ask me how I felt, how I was doing.
13	Q. So that conversation, did you know	13	They didn't have that anymore.
14	who it was referencing?	14	Q. Other than not asking you how you
15	A. No. Then Joe Mickulski, two times	15	felt, how else were you treated?
16	before I was diagnosed, he made the same comment	16	A. Oh, another thing I have to go
17	to me. The same exact comment.	17	back to that question that you asked me. When I
18	Q. What comment did he make?	18	was in Judy Mills' room, when she spoke to me
19	A. About when a new person is just	19	about the checks she also I said Judy, you
20	aboard, the big boss is not comfortable paying	20	don't know what I've been going through with my
21	medical bills for somebody that just come aboard	21	chemo. In that stage I don't know how I even
22	than for somebody that has been there five years	22	recognized that I was overpaid. I don't even
23	of service.	23	know how I recognize that I have that
24	Q. How did that come up with Joe	24	overpayment. My state of mind, it was so bad.
25	during those two conversations with you?	25	She said come on now, I don't want to hear it.
	Page 191		Page 193
1	MIRIAM BAUZA	1	MIRIAM BAUZA
2	A. It just come up I don't know why	2	Q. During what meeting is this
3	but it just come up, and about two times I	3	conversation?
4	overheard him saying the same thing to some	4	
	o to mound min out mig and same annig to be me	-	A This is the meeting that I had with
1_5_	other people. They were either on the phone.		A. This is the meeting that I had with her when Joe Mickulski was there and Regina was
-5	other people. They were either on the phone	5_	her when Joe Mickulski was there and Regina was
6	I couldn't tell if it was over the phone or the		her when Joe Mickulski was there and Regina was there. I don't want to hear it.
6 7	I couldn't tell if it was over the phone or the person was right next to him. Somebody from	_5_ 6 7	her when Joe Mickulski was there and Regina was there. I don't want to hear it. I had diagnosis the second time in
6 7 8	I couldn't tell if it was over the phone or the person was right next to him. Somebody from corporate. Because his office was in a corner.	5 6 7 8	her when Joe Mickulski was there and Regina was there. I don't want to hear it. I had diagnosis the second time in my life cancer. I had my second full
6 7 8 9	I couldn't tell if it was over the phone or the person was right next to him. Somebody from corporate. Because his office was in a corner. They have partition, they don't have offices.	5 6 7 8 9	her when Joe Mickulski was there and Regina was there. I don't want to hear it. I had diagnosis the second time in my life cancer. I had my second full mastectomy. I struggled to get up in the
6 7 8 9	I couldn't tell if it was over the phone or the person was right next to him. Somebody from corporate. Because his office was in a corner. They have partition, they don't have offices. So I was in a position where I always overheard	5 7 8 9 10	her when Joe Mickulski was there and Regina was there. I don't want to hear it. I had diagnosis the second time in my life cancer. I had my second full mastectomy. I struggled to get up in the morning and look in the mirror how I looked.
6 7 8 9 10 11	I couldn't tell if it was over the phone or the person was right next to him. Somebody from corporate. Because his office was in a corner. They have partition, they don't have offices. So I was in a position where I always overheard all his conversations. I would overheard	5 6 7 8 9 10	her when Joe Mickulski was there and Regina was there. I don't want to hear it. I had diagnosis the second time in my life cancer. I had my second full mastectomy. I struggled to get up in the morning and look in the mirror how I looked. Losing my hair, dealing with all the side
6 7 8 9 10 11 12	I couldn't tell if it was over the phone or the person was right next to him. Somebody from corporate. Because his office was in a corner. They have partition, they don't have offices. So I was in a position where I always overheard all his conversations. I would overheard anybody talking over the cafeteria.	5 6 7 8 9 10 11 12	her when Joe Mickulski was there and Regina was there. I don't want to hear it. I had diagnosis the second time in my life cancer. I had my second full mastectomy. I struggled to get up in the morning and look in the mirror how I looked. Losing my hair, dealing with all the side effects, diarrhea, vomiting, constipation. Many
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6 7 8 9 10 11 12 13 14	I couldn't tell if it was over the phone or the person was right next to him. Somebody from corporate. Because his office was in a corner. They have partition, they don't have offices. So I was in a position where I always overheard all his conversations. I would overheard anybody talking over the cafeteria. And when that happens to me that they terminated me, I felt they terminated me	5 6 7 8 9 10 11 12 13	her when Joe Mickulski was there and Regina was there. I don't want to hear it. I had diagnosis the second time in my life cancer. I had my second full mastectomy. I struggled to get up in the morning and look in the mirror how I looked. Losing my hair, dealing with all the side effects, diarrhea, vomiting, constipation. Many times when I was in the office, I had to run to the bathroom, to the last one because I didn't
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